IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 7TH DECEMBER 2006 / 16TH AGRAHAYANA 1928

Bail Appl..No. 7218 of 2006(P)

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Crl.M.P. 3931/06 of Sessions Court, Alappuzha
Crime No. 558/2006 of Alappuzha South Police Station

PETITIONER:

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E.M. SALI, AGED 52 YEARS,
S/O. IBRAHIM KUNJU, MADEENA MANZIL,CHUMMATHPARAMBU
VATTAYAL WARD, ALAPPUZHA.

BY ADV. SRI.E.RAFEEK
SRI.M.P.MADHAVANKUTTY
SRI.GOKUL DAS V.V.H.

RESPONDENT:

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THE STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V. Ramkumar, J.**

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**B.A.No.7218 of 2006**

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**Dated this the 7th day of December, 2006.**

**ORDER**

Petitioner, who is the first accused in Crime No.558 of 2006 of Alappuzha South Police Station for offences punishable under Sections 109, 452, 427 and 506(ii) read with Section 34 I.P.C., seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner, who is running Chicken store at Pulayanvazhi Junction, Alappuzha, had engaged persons to demolish the Chicken store run by the defacto complainant and the petitioner is an accused in an earlier crime, that is, Crime No.553 of 2006 of Alappuzha South Police Station and he is a trouble shooter in that locality.

3. I am not inclined to grant anticipatory bail to such a person. There is no reason why the petitioner should not seek bail after surrendering before the Magistrate concerned. Accordingly, if the petitioner surrenders before the Magistrate and files an application for

regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed.

With this observation, this petition is dismissed.

V.Ramkumar,
Judge.

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